

1887-018  
Lee Co.

Chancery Causes: A. L. Pridemore vs. Landon Irvin &c

Martin

CA-Debt  
T-Property



To the Hon. John A. Kelly Judge  
of the Circuit Court of Lee  
County Virginia

Your Orator A. L. Pridem  
humbly complaining sheweth unto  
your Orator that on the 7<sup>th</sup> day  
of December 1882, he sold to one  
Landon Irvin a small tract of  
land, 44 acres at the price of \$12  
per acre, amounting to the sum of  
\$528, made payable, in five  
equal annual installments with  
interest from date - For which  
the said Irvin executed his five  
several bonds made payable  
as aforesaid for \$105.60 each.  
on three of which the said Irvin  
gave as security on R. D. Martin  
who signed three of said bonds  
But your Orator admits that  
said R. D. Martin was only to  
stand security for half of  
said sum being  $2\frac{1}{2}$  of said  
bonds - He claims no more than  
that now. On the first of these there  
is a credit of five dollars the  
remainder is all due two of  
these bonds are only due, now



and upon one of them your  
Orator has institute his suit at  
law, which is now pending in  
this Honorable Court.

Since the Institution thereof R. D.  
Martin has removed from this Com-  
monwealth and is now a non-res-  
ident thereof. But he own a  
small piece of land about 40  
acres one mile South East from  
Jonesville adjoining the lands of  
C. J. Duncan and others, on which  
there stands a dwelling house & other  
out buildings. Your Orator has  
a lien upon the tract so sold  
as aforesaid never having made  
a deed therefor, but he does not  
believe it sufficient to discharge  
his debt and interest but thinks  
it proper & he is willing that  
it be first sold out the pro-  
ceeds applied, which is the main  
object of this bill. This tract lies  
South from Jonesville about  $\frac{1}{2}$  mile  
and adjoins the lands of John A. G.  
Hyatt France Mules & others and  
is a part of what is known as  
the Turkey Pen place. The father



object of this bill is to attach  
the lands of R. D. Martin and  
hold the same subject to your  
order, demand against him for  
the sum of \$264 of principal  
and interest then from said 7<sup>th</sup>  
day of December 1882, should so  
much be found due after the  
application of the proceeds arising  
from the sales of the tract first sold  
as aforesaid.

The object of this bill therefore  
is to enforce said purchase money  
lien so far as the same is now  
due & payable; to attach the  
lands of R. D. Martin for any  
sums hereafter found due from  
him on account of his indebtedness  
aforesaid.

The premises considered therefore he prays  
that Landon Brown and R. D. Martin  
be made parties hereto and answer  
its allegations upon oaths, and on  
a hearing a decree be rendered en-  
forcing said lien and selling so much  
of said land as may be necessary to pay  
the same and for all other just &  
general relief May Supra issue &c.

A. L. Pendergast



C. \$ 5. 91  
 S. . 50  
 Dr. 5. 00  
 Cr. 15. 00  
 Estimate 10. 00

\$ 36. 41  
 Add for 6. . 90

\$ 37. 31  
 Add for 1. 08 to Jan 1  
 " " 76 to 11/187

A. L. Pridemore

vs Bielchy  
 Luregnattet.

Landen Irwin etc

Jan 12<sup>th</sup> 1885 Filed  
 " order Publication  
 " Feb. Spa bid on home  
 debts + D. Nisi as to  
 them + contro for O. P.  
 " Mr. Decree Nisi could as  
 home debts. O. P. Confit  
 + Cause set for hearing  
 1885 Mr Decree + court d  
 1886 Aug + court d  
 1886



A. L. Pridemore	Plff.	} In Chy
Against		
Landon Irwin et al,	Def.	
and		
Charles J. Hamblin	Plff.	}
Against		
R. D. Martin	Def.	

Here

Cause came on this day to be again heard upon the papers formerly read, and the plff in the first styled Cause, admitting that he had been paid a sum which he accepts in full of his demand, and that he has purchased the land attached on in the second styled Cause, and satisfied the plff in the second Cause where Counsel he is as to his debt - on his motion each of these Cause are stricken from the docket.



Ordinance

N

Irrig

Humbler

N

R. D. Martin

Entered page 29

Decree

Final

Enter this

March 31 1880

H. S. K. M.  
(1)



A. L. Pridemore . . . Plffs.  
against } Indy.  
Landon Irwin et al Deft.

This Cause  
Came on ~~again this day~~ this day  
to be heard upon the ~~papers~~ <sup>bill</sup>  
taken for confessed, by Landon Irwin  
and publication duly made against the  
non-resident defendant R. D. Martin  
the exhibits filed; and arguments of  
Counsel. On consideration whereof and  
for reasons appearing to the Court; and  
by the consent of the defendant by  
their atty C. T. Duncan and the written  
consent of said Irwin on file with  
the papers of this Cause it is ad-  
judged ordered and decreed, that  
the plff recover from the defendant  
the sum of \$264 and legal interest  
thereon from the 7<sup>th</sup> day of Dec. 1882  
and the cost of law, on the date on which this bill  
and the like sum against Landon Irwin  
with like interest; which last sum  
shall be first paid, out of the  
proceeds of sale herein-after mentioned  
and then the sum for which defend-  
ant R. D. Martin is liable and  
the cost next paid. And unless  
the defendants or some one for them



shall pay said sum within 20 days  
from the rising of this Court then  
J. B. Sulhewson who is hereby ap-  
pointed a special Commissioner for  
the purpose shall proceed to sell  
first the tract of land purchased ~~for~~  
on a credit of one or two years, and  
except so much as is required to pay  
costs of suit or sale, he will require  
paid in hand. He will then for any  
balance found due to plaintiff sell so  
much of the land attached in said  
cause belonging to said R. D. Martin  
on like credit as may be nec-  
essary to pay the residue. He will  
sell the same on some Court-day by  
public out cry to the highest bid-  
der, and will take bonds payable  
to himself bearing interest from day  
of sale with approved security.  
But before proceeding to sell ~~he~~  
~~will~~ or advertise he will execute  
bond in a penalty of \$1000. Condi-  
tion to properly perform the duties  
hereunder. And will post notice  
for at least 30 days on the front  
door of the Court House of this  
County and in the neighborhood where



He has set out time terms  
and place of sale. He will  
report his action to this Court at  
some future term and the cause is  
pending.



A. L. Pridemore

73 Degree of  
Falsi  
London Ironista

March 1. 1885.

Entered C.R.

Page 442

G. B. Richmond

Entered this  
Mar. - 8 1885  
In C.R.



Virginia Lee County to wit:  
This day A. L. Pendmore per-  
sonally appeared before me and  
made oath that Landen Brown &  
R. D. Martin are indebted to him  
in the sum of \$105.60 due & pay-  
able by the 7<sup>th</sup> day of Dec. 1883, with  
legal interest from Dec. 7<sup>th</sup> 1882, and  
in the like sum of \$105.60 due &  
payable Dec. 7<sup>th</sup> 1884 with the  
interest from said 7<sup>th</sup> day of Dec.  
1882, and in the further sum of at  
least \$52.80 which will become  
due & payable on the 7<sup>th</sup> day of Dec.  
1885, with the like interest from  
Dec. 7<sup>th</sup> 1882, - That said R. D. Martin  
as your orator is informed and  
believes is a non-resident of  
this Commonwealth - This  
day of January 1880.

John R. Gibson clerk



A. L. Pridemore

75  
E. Agostoni

Sandon Jr. in Ott



To the Hon. Jas. F. Kelly, Judge of the  
Circuit Court for the 10th Dist.

By a decree of this Hon. Court, in favor  
of the Plff., in the Chancery Cause of  
A. L. Ridgmore

vs.

Land and more et al.,

The undersigned was appointed a Commissioner  
to sell the land of the said Irwin and  
also the land of R. L. Martin, the Offi-  
cial Defendant, provided the land of  
the said Irwin should fail to satisfy the  
decree. Your Commr. respectfully states  
that on the 12<sup>th</sup> day of May 1875, he  
advertised the land of the said Irwin, in  
the manner directed by the decree, to be  
sold on the 16<sup>th</sup> day of June 1875, it being  
the first day of the County Court for that  
month, and that accordingly on that day  
your Commr. offered the said land for  
sale at public <sup>auction</sup> at the front door of the  
Court House and sold the same to the only  
bidder, the Plff., A. L. Ridgmore, for the  
sum of \$275.00. Your Commr. did not  
take a bond from the purchaser for the payment



there of, as under the circumstances he  
deemed it unnecessary. The proceeds of the  
sale of this land failing to satisfy the  
decree, again came, on the 20<sup>th</sup> day of June  
1885 advertised the land of the said R. P.  
Martin to be sold on the 21<sup>st</sup> day of the following  
month, it being court day, but before the  
arrival of that day, the parties to the suit  
mutually agreed that said land should  
not be sold, and it was accordingly not  
done.

Respectfully submitted,  
J. B. Fulkerson Clerk.



A. T. Pridmore  
U.S. Surveyors Report  
London & Co. et al.

Filed Aug. 14/1885.  
J. A. Hyatt C. C.



Know all men by these pres-  
ents that we J. B. Fulkerson  
and A. L. Tidemore, are held  
and firmly bound unto the Comm-  
onwealth of Virginia in the sum  
of \$1000.00 for the true payment  
thereof to the said Commonwealth  
we each bind ourselves heirs &c  
and as to this bond we hereby  
waive the benefit of our home-  
stead exemption, witness our  
hands and seals this 4<sup>th</sup> day  
of May 1885.

The condition of the above  
obligation is such that whereas  
the above bound J. B. Fulkerson  
was appointed Com<sup>r</sup> in a certain  
Chancery Cause pending in Lee Circuit  
court in which A. L. Tidemore  
is Plff & Landon Crvin et al are  
Defts, to perform certain duties  
therein described, Now if the  
said Fulkerson shall faithfully  
perform said duties and truly  
account for all sum of money  
which he may receive as such  
Com<sup>r</sup>. then this obligation  
to be void otherwise to  
remain in full force.



Filed May 7 1893  
D. C. H. G. H. G.

the  
H. Chapman  
A. S. Pickens



A L Pridemore

Plaf

vs.

J Lushay

London Irvin et al Deft.

I am willing  
In the above styled cause  
That the Plaintiff may take a decree  
for the whole of his debt against me  
although a part of it is not yet due  
and that the decree may provide for a  
sale of the land purchased by me  
from the Plaintiff this 28<sup>th</sup> day  
March 1885

Attest

C. T. Drayton

his  
London & Irvin,  
Solicitors



London Division  
ads  $\frac{1}{3}$  a year next

A. L. Ordernorey

Filed, Mar. 1885

J. C. & S. H. Gatt  
C. C.



Virginia

In the Clerk's Office of the Circuit Court  
of Lee County, during vacation on  
Monday the 13<sup>th</sup> day of January 1885

J. L. Britton

Plaintiff

vs. J. L. Britton

Defendant

The object of this suit is to enforce  
the purchase money lien against the  
land mentioned in the bill, so far  
as the same is now due and payable  
and to subject the lands of the  
defendant J. L. Britton to the pay-  
ment of any sums found due from  
him on account of his indebtedness  
set out in said bill, which has been  
attached for said purpose, and  
it appearing from an affidavit  
filed in this cause, that the said  
J. L. Britton is a non resident of  
the State of Virginia; It is therefore  
ordered that he appear here within  
one month after the publication  
of this order and do what may be  
necessary to protect his interest in  
this suit.

Attest J. L. Britton

J. L. Britton



J. L. Pendleton  
vs <sup>Order</sup> Pub.  
London, Maryland

I do hereby certify  
that I delivered to  
the Lee Co. Sur., an  
official copy of this  
order for pub. on  
the 12<sup>th</sup> June 1883  
& posted a like  
copy at the front  
door of Lee C. H. at  
the January term  
1883. of the Co. Court

J. A. Hyatt  
cc



# The Commonwealth of Virginia,

To the Sheriff of Lee County--Greeting:

WE COMMAND YOU to summon

*London Brown and  
J. D. Martin*

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House, on the first Monday in  
*February* next, being Rule Day, to answer a Bill in Chancery exhibited in our Court against  
*them*, by

*J. L. Pedemore*

And have then and there this Writ. Witness, J. A. G. HYATT, Clerk of our said Court, at the Court House,  
this *12<sup>th</sup>* day of *January*, 188*0*, in the 10<sup>th</sup> year of the Commonwealth.

*J. A. G. Hyatt*, Clerk.

A Copy---Teste:

*J. A. G. Hyatt*







# The Commonwealth of Virginia,

To the Sheriff of Lee County--Greeting:

WE COMMAND YOU to summon

*Landon Brown and*

*R. L. Martin*

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House, on the first Monday in  
*February* next, being Rule Day, to answer a Bill in Chancery exhibited in our Court against  
*them*, by *A. L. Pridemore*

And have then and there this Writ. Witness, J. A. G. HYATT, Clerk of our said Court, at the Court House,  
this *15<sup>th</sup>* day of *January*, 188*5*, in the 10*9* year of the Commonwealth.

*J. A. G. Hyatt*, Clerk.

A Copy---Teste:



The Officer executing this Spw, will attach the  
lands owned by R. D. Martin, about 40 acres  
one mile S. E from Jonesville on the Black  
water road adjoining the lands of L. J.  
Duncan & others, on which there stand  
a dwelling house & other out building, and  
hold the same in his hands so attached to  
await the further orders of the Court.  
January 12 1885. J. H. Hyatt C.

For  
R. D. Martin



# Publisher's Certificate.

JONESVILLE, VA., Feb 4th, 1885.  
I, A. M. Goins, Publisher of the LEE COUNTY SUN,  
a weekly newspaper published at Jonesville, Lee County, Virginia, do certify that the annexed  
Chancery Order was published four successive weeks in said newspaper, publication ending  
Feb 4th, 1885.  
A. M. Goins, Publisher.

VIRGINIA—In the Clerk's office of  
the Circuit Court of Lee County, dur-  
ing vacation, on Monday the 12th day of  
January, 1885.

## IN CHANCERY.

A. L. Pridemore, Plff. vs. Landon Irvin  
and R. D. Martin, Defts.

The object of this suit is to enforce the  
purchase money lien against the land men-  
tioned in the bill, so far as the same is  
now due and payable and to subject the  
lands of the defendant, R D Martin, to the  
payment of any sums found due from said  
Martin, on account of his indebtedness as  
set out in said bill, which has been attached  
for said purpose; and it appearing from  
an affidavit filed in this cause that the de-  
fendant, R D Martin, is a non-resident of  
the State of Virginia: It is therefore or-  
dered, that he appear here within one  
month after due publication of this order  
and do what may be necessary to protect  
his interest in this suit. A copy—teste:

J A. G. HYATT, C. C.

A. L. PRIDEMORE, P. Q.

*Pub. Fee \$5.00*



A. L. Indemore

No } Pub. Certif

Landon Irwin et al

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Pub. fee \$5.00